

The actions delineated below were taken in open session of the EPSB at the September 17, 2001 regular meeting. This information is provided in summary form; an official record of the meeting is available on tape (portions of this meeting are inaudible) in the permanent records of the EPSB, 1024 Capital Center Drive, Suite 225, Frankfort, KY 40601.

**Education Professional Standards Board (EPSB)
Summary Minutes of the Business Meeting
Best Western Hotel
Frankfort, Kentucky
September 17, 2001**

Members Present:

Doris Barlow
Eugene Binion
Lydia Coffey
Joseph Early
Joy Gray
Arthur Green
Kristin Gregory
Lynn Hines
Kevin Noland/Starr Lewis (for Gene Wilhoit)
Terry Poindexter
Penny Robinson
Jack Rose
Beverly Tomlin
Charles Wade
Mark Wasicsko

Members Absent:

Karon Click

Minutes

Call to Order

Chair Dr. Joe Early called the meeting to order at 9:00 AM. The board and audience began the meeting with a moment of silence in remembrance of those affected by the September 11 tragedies.

Approval of Minutes

Motion made by Dr. Doris Barlow, seconded by Ms. Terry Poindexter to approve the minutes of the August 20, 2001 EPSB meeting with the following revisions:

On page 3 under Assessment and Licensure Committee, Alternative Routes to Certification for College Faculty, Notices of Intent, remove the "be" from the second line of the third paragraph, to now read "full-time tenured track faculty member who only teaches six"

On page 8 under Kentucky Teacher Internship Program (KTIP) Appeals, remove the entire first paragraph on the appeal from Mr. Robert Ellison. The correct action

taken by the board on Mr. Ellison is reflected in the 2nd paragraph under KTIP Appeals.

On page 9, under KTIP Appeals, add Dr. Early as recusing on the Mr. Robert VanLeer appeal.

Vote: Unanimous

Open Speak

No requests were made for Open Speak.

Report of the Executive Director

Ms. Ann Brandt, Public Information Officer, Division of Legislative and Public Relations and Ms. Patti Wooldridge, Administrative Secretary, Division of Legal Services, were introduced as new employees.

Dr. Susan Leib announced the Governor's appointment of Mr. Tom Stull, a National Board for Professional Teaching Standards (NBPTS) certified teacher from Ludlow Independent and Mr. Tom Welch, a principal in Hardin County, to terms on the board. Also, Dr. Mark Wasicsko and Dr. Barlow were reappointed to new terms.

Dr. Phil Rogers updated the board on the release of the Kentucky Educator Preparation Program (KEPP) Report Card. The Report Card is available electronically at <http://www.keppreportcard.org> and includes a variety of reports with statewide and individual data on the 27 public and independent colleges and universities in Kentucky.

Dr. Leib and staff reviewed with board members the following items:

NBPTS Mentoring Proposals
Title II Report Card Reporting Requirements

Report of the Board Chair

Dr. Early recognized Dr. Leib for 30 years of service in education. He also stated that at the November meeting the board would negotiate a contract for the Executive Director.

Full Board Information Item

Kentucky Board of Education Teacher Compensation Recommendations

Mr. Kevin Noland, Deputy Commissioner, Kentucky Department of Education (KDE), discussed the Kentucky Board of Education's (KBE) recommendations on teacher compensation. Mr. Noland stated that the recommendations contain incentives and support systems to place and keep teachers in the classroom. There will be a formal vote by the KBE on the recommendations at its October meeting. As both KDE and the EPSB share the responsibility for ensuring high quality teaching through recruitment, retention, and professional support, the two agencies have collaborated on the recommendations and they will be presented to the Interim Joint Committee on Education during the 2002 General Assembly.

2002 Legislative Agenda

At the July retreat, the EPSB discussed several issues regarding which the board might seek amendments to statutes during the 2002 Session of the General Assembly. Ms. Mary Ellen Wiederwohl reviewed with the board these issues divided into three categories: proposed legislation for sponsorship, proposed legislation with EPSB support, and proposed legislation with EPSB opposition. Based on these discussions, staff will prioritize the items that the EPSB wants to pursue during the upcoming session and bring this back as an action item at the November meeting.

Admission and Certification Criteria Revisions

At the July retreat, the EPSB discussed several admission and certification criteria, including the 2.5 grade point average (GPA), out-of-state applicants with a 1-8 and K-8 certificate, and classroom teaching experience as a prerequisite for advanced certification. These issues will be drafted into regulation and brought back at the November meeting for approval.

Full Board Action Item

Preliminary 2002-04 General Fund Budget Request

Motion made by Dr. Jack Rose, seconded by Mr. Eugene Binion to approve the preliminary 2002-04 General Fund Biennial Budget Request and to authorize staff to amend the budget request as necessary for approval by the 2002 General Assembly.

Vote: Unanimous

National Board for Professional Teaching Standards (NBPTS) Mentoring Program Applications

Motion made by Dr. Barlow, seconded by Ms. Joy Gray to approve the applications of Anderson, Woodford, and Jessamine Counties (joint application) Barren County; Boone County; Clark County; Clinton County; Daviess County; Erlanger-Elsmere Independent; Grayson County; Hardin County; Heartland (joint application from Adair County, Campbellsville Independent, Green County, Marion County, Taylor County); Jefferson County; Meade County; Muhlenberg County; Northern Kentucky Educational Cooperative; Purchase (joint application from Murray Independent, Graves County, Mayfield Independent, and Marshall County); Russell Independent; Walton-Verona Independent; and Warren County for the mentoring program utilizing NBPTS-certified teachers.

Vote: 13 Yes
1 Recuse (Ms. Kristen Gregory)

Kentucky 1999-2000 Title II Report

Motion made by Dr. Rose, seconded by Ms. Penny Robinson to approve the Kentucky 1999-2000 Title II Report. As the federal government is still making changes to what data must be reported by the October 8, 2001 deadline, staff was

authorized to make any changes necessary to accurately reporting Kentucky's data.

Vote: Unanimous

Assessment and Licensure Committee

As there were no items to come before the Program and Technical Assistance Work Group, the agenda of the Assessment and Licensure Work Group was heard by a Committee of the Whole.

Action Items

704 KAR 20:550 and 704 KAR 20:555, Alternative Routes to Certification for College Faculty, Amendment, Final Approval

Motion made by Mr. Binion, seconded by Ms. Gray to approve 704 KAR 20:550 and 704 KAR 20:555, Alternative Routes to Certification for College Faculty, Notices of Intent, with the following modifications:

Page 1, line 5, replace "tenure-track" with "full-time," to now read, "(3) Only regular, full-time faculty at a regionally or nationally accredited"

Vote: Unanimous

Waiver Requests

Motion made by Dr. Rose, seconded by Ms. Robinson to deny the request of Ms. Larraine Smith-Douglas to waive 704 KAR 20:060, Section 5, Extension of regular certification.

Vote: 14 Yes
1 No (Ms. Gregory)

Motion made by Dr. Wasicsko, seconded by Ms. Poindexter to approve the request of Ms. Barbara Martin to waive 704 KAR 20:120, Section 2 (3)(b)(1), Six-hour requirement for renewal of emergency certification.

Vote: Unanimous

Motion made by Dr. Wasicsko, seconded by Ms. Poindexter to approve the request of Mr. Steven Watkins to waive 704 KAR 20:120, Section 2 (3)(b)(1), Six-hour requirement for renewal of emergency certification.

Vote: Unanimous

Motion made by Dr. Rose, seconded by Mr. Wasicsko to deny the request of Mr. Avery Wilder Davis to waive 704 KAR 20:120, Section 2 (3)(b)(1), Six-hour requirement for renewal of emergency certification.

Vote: Unanimous

Motion made by Dr. Charles Wade, seconded by Dr. Wasicsko to approve the request of Mr. Robert Hafendorfer to waive 704 KAR 20:670, Section 7, Requirement of teaching experience for guidance counselor certification.

Vote: Unanimous

Exceptional Children Program Assignment Waiver

Motion made by Mr. Binion, seconded by Ms. Gray to approve the teaching assignment waiver as recommended by the Division of Exceptional Children Services and the Division of Certification.

Vote: Unanimous

Local School Districts Applications for the Emergency Non-Certified School Personnel Program

Motion made by Dr. Wade, seconded by Ms. Gregory to approve Spencer County, Crittenden County, Glasgow Independent, and Gallatin County's applications for the Emergency Non-Certified School Personnel Program, 2001-02.

Vote: Unanimous

Applications for Alternative Route to Certification Based on Exceptional Work Experience

Motion made by Dr. Rose, seconded by Ms. Robinson to deny the application for provisional teaching certification in business and marketing, grades 9-12, for Ms. Amanda Wahl.

Vote: 14 Yes
1 Abstain (Ms. Lydia Coffey)

Motion made by Dr. Rose, seconded by Ms. Poindexter to deny the application for provisional teaching certification in English, grades 9-12, for Ms. Charla Hylton.

Vote: Unanimous

Motion made by Dr. Rose, seconded by Ms. Gregory to approve the application for provisional teaching certification in English as a Second Language, grades 9-12, for Mr. Matthew Cooper.

Vote: Unanimous

Motion made by Dr. Rose, seconded by Mr. Binion to approve the application for provisional teaching certification in mathematics, grades 9-12, for Mr. Mark McKinney.

Vote: Unanimous

Motion made by Ms. Gray, seconded by Dr. Rose to approve the application for provisional teaching certification in physical science, grades 9-12, for Mr. Samir N. Azer.

Vote: Unanimous

Motion made by Dr. Rose, seconded by Ms. Beverly Tomlin to deny the application for provisional teaching certification in physical science, grades 9-12, and biology, grades 9-12, for Ms. Alma Retta Wilhite.

Vote: 6 Yes (Dr. Wasicsko, Ms. Poindexter, Dr. Rose, Dr. Barlow, Ms. Tomlin, Ms. Robinson)
7 No (Dr. Wade, Mr. Binion, Ms. Gray, Ms. Coffey, Mr. Arthur Green, Ms. Gregory, Dr. Early)

Motion made by Dr. Gray, seconded by Mr. Binion to approve the application for provisional teaching certification in biology, grades 9-12, for Ms. Alma Retta Wilhite.

Vote: 5 Yes (Mr. Binion, Ms. Coffey, Ms. Gray, Dr. Wade, Ms. Gregory)
6 No (Dr. Wasicsko, Ms. Poindexter, Dr. Rose, Dr. Barlow, Ms. Tomlin, Ms. Robinson)

Motion made by Dr. Wasicsko, seconded by Ms. Poindexter to deny the application for provisional teaching certification in physical science, grades 9-12, and biology, grades 9-12, for Ms. Alma Retta Wilhite.

Vote: 7 Yes (Dr. Wasicsko, Ms. Poindexter, Mr. Green, Dr. Rose, Dr. Barlow, Ms. Tomlin, Ms. Robinson)
4 No (Dr. Wade, Mr. Binion, Ms. Gregory, Ms. Gray)

The meeting recessed at 12:30 PM.

**DISCIPLINARY MATTERS
EPSB MINUTES OF CASE REVIEW
SEPTEMBER 17, 2001**

Chair Dr. Early reconvened the meeting at 1:15 PM.

Motion made by Ms. Poindexter, seconded by Mr. Arthur Green, to go into closed session for the purpose of discussing proposed or pending litigation in accordance with KRS 61.801(1)(c)&(j).

Vote: Unanimous

Motion made by Ms. Tomlin, seconded by Ms. Poindexter, to return to open session.

Vote: Unanimous

The following board members concurred with the actions as listed below with the noted exceptions:

Joe Early, Lydia Coffey, Doris Barlow, Eugene Binion, Joy Gray, Arthur Green, Kristin Gregory, Terry Poindexter, Penny Robinson, Jack Rose, Beverly Tomlin, Charles Wade, and Mark Wasicsko.

Attorneys present were Allison Weber and Cynthia Grohmann.

Initial Case Review

<u>Case Number</u>	<u>Decision</u>
01-0768	Dismiss without prejudice
99-08210	Dismiss without prejudice
01-0424	Admonish
01-0441	Dismiss without prejudice
01-0651	Hear (<i>Ms. Poindexter dissented</i>)
01-0653	Hear
01-0652	Dismiss
01-0872	Hear
01-0657	Dismiss
01-0880	Dismiss without prejudice
01-0546	Dismiss
01-0760	Hear
01-0656	Dismiss
01-0655	Dismiss

Character/Fitness Review

<u>Case Number</u>	<u>Decision</u>
94-0885	Approve
01-114	Approve
01-113	Approve
01-110	Approve
01-111	Approve
01-112	Approve
01-115	Approve
01-116	Approve

01-117	Approve
01-118	Approve (<i>Mr. Green dissented</i>)
01-119	Approve
01-120	Approve
01-121	Approve
01-122	Approve

Agreed Orders

Case Number

Decision

01-0104 (Richard D. Brown, Jr.)	Approve Agreed Order suspending respondent's teaching certificate for two years beginning January 1, 2001. Reinstatement of the certificate is contingent upon proof of counseling on boundary issues and 12 hours of professional development, to include sexual harassment training.
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Vote: Unanimous

00-11251 (Jonathan L. Trogden)	Approve Agreed Order suspending respondent's teaching certificate for six months beginning September 17, 2001.
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Vote: Unanimous

99-09244 (Jeffrey W. King)	Approve Agreed Order suspending respondent's teaching certificate retroactively for two years beginning August 26, 1999.
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Vote: 11 Yes
1 No (*Dr. Rose*)

00-09198 (Jennifer Riley Wise)	Approve Agreed Order suspending respondent's teaching certificate for eight months beginning September 17, 2001.
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Vote: Unanimous

Final Order

Case Number

Decision

01-012 (Amos H. Gritton)	Adopt the hearing officer's recommendation denying respondent's application for emergency substitute certification. (The Division of Certification is denied authorization to issue an emergency substitute certificate.)
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Vote: Unanimous

Motion made by Ms. Robinson, seconded by Dr. Wasicsko, to adjourn meeting.

Vote: Unanimous

The meeting adjourned at 3:10 PM.

Next meeting: **November 19, 2001**
 Eastern Kentucky University
 Richmond, Kentucky

Executive Work Group: **TBA**